

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

FILED  
U.S. DISTRICT COURT  
DISTRICT OF NEBRASKA  
2005 APR 18 PM 2:16

UNITED STATES OF AMERICA,	)	CASE NO. 4:04CR03036E OF THE CLERK
	)	
Plaintiff,	)	<b>ORDER FOR ISSUANCE OF EX</b>
	)	<b>PARTE SUBPOENAS DUCES</b>
v.	)	<b>TECUM IN FORMA PAUPERIS</b>
	)	
BILL LEE SMITH,	)	
	)	
Defendant.	)	

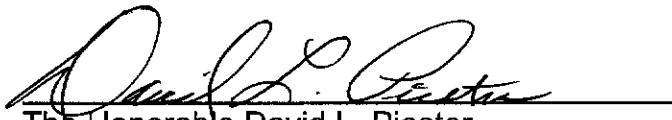
THIS MATTER came before the Court on the 18<sup>th</sup> day of April, 2005, on the Motion of the Defendant for an order allowing the issuance of an Ex Parte Subpoena Duces Tecum *In Forma Pauperis* (filing # \_\_\_\_\_ ), pursuant to Fed. R. Crim. P. 17 (c).

The Court, being fully advised in the premises, finds that the Motion should be granted.

IT IS THEREFORE ORDERED that the Clerk of the District Court is ordered to issue the subpoena as identified in Defendant's Motion and supporting Affidavit and as directed by the Defendant, and that the Defendant is relieved of any obligation to pay for same. Said costs, if any, should be paid by the United States. Said subpoena shall be served by the Federal Defender's investigator. The Clerk is further ordered to file all documents associated with defendant's Motion for issuance of an Ex Parte Subpoenas Duces Tecum In Forma Pauperis under seal. Copies of such documents shall be given the Federal Defender's office.

Dated this 18 day of April, 2005.

BY THE COURT:

  
The Honorable David L. Piester  
United States Magistrate Judge